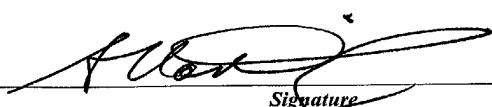
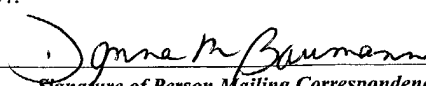


| | | | | | |
|--|-------------------------------------|------------------------------|--|---------|-------------------|
| AMENDMENT TRANSMITTAL LETTER (Large Entity) | | | Docket No. P-4423D1 | | |
| Applicant(s): D.J. Wright et al. | | | | | |
| Serial No. 09/778,218 | Filing Date June 17, 1999 | Examiner B. Forman | Group Art Unit 1634 | | |
| Invention: METHOD AND OLIGONUCLEOTIDES FOR DETECTING NUCLEIC ACID SEQUENCE VARIATIONS | | | | | |
| <div style="float: left; border: 1px solid black; border-radius: 50%; padding: 5px; text-align: center;"> FEB 06 2003 <small>U.S. PATENT & TRADEMARK OFFICE</small> </div> TO THE ASSISTANT COMMISSIONER FOR PATENTS: | | | | | |
| Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below. | | | | | |
| CLAIMS AS AMENDED | | | | | |
| | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST # PREV. PAID FOR | NUMBER EXTRA CLAIMS PRESENT | RATE | ADDITIONAL FEE |
| TOTAL CLAIMS | 21 - | 22 = | 0 x | \$18.00 | \$0.00 |
| INDEP. CLAIMS | 1 - | 3 = | 0 x | \$84.00 | \$0.00 |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/> | | | | | \$0.00 |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT | | | | | \$0.00 |
| <div style="display: flex; justify-content: space-between;"> <div style="width: 60%;"> <input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ A duplicate copy of this sheet is enclosed. <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 02-1666 A duplicate copy of this sheet is enclosed. <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. </div> <div style="width: 35%; text-align: right;"> <div style="border: 1px solid black; padding: 5px; transform: rotate(-15deg);"> RECEIVED FEB 10 2003 TECH CENTER 1600/2900 </div> <div style="border: 1px solid black; padding: 5px; transform: rotate(-15deg);"> RECEIVED APR 24 2003 TECH CENTER 1600/2900 </div> </div> </div> | | | | | |
|  _____ Signature | | | Dated: January 30, 2003 | | |
| Allan M. Kiang Attorney for Applicants Reg. No. 42,725 Becton, Dickinson and Company 1 Becton Drive Franklin Lakes, New Jersey 07417 201-847-7111 | | | <div style="border: 1px solid black; padding: 5px;"> I certify that this document and fee is being deposited on 1-30-03 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.  _____ Signature of Person Mailing Correspondence Donna M. Baumann _____ Typed or Printed Name of Person Mailing Correspondence </div> | | |
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): D.J. Wright et al

SERIAL NO.: 09/778,218

ART UNIT: 1634

FILING DATE: June 17, 1999

EXAMINER: B. Forman

FOR: METHOD AND OLIGONUCLEOTIDES FOR DETECTING NUCLEIC ACID
SEQUENCE VARIATIONS

RESPONSE PURSUANT TO 37 C.F.R.
§1.114

Honorable Commissioner for Patents
Washington, D.C. 20231

| | |
|---|--|
| I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER OF PATENTS AND TRADEMARKS, WASHINGTON, D.C. 20231 | |
| ON: | <u>January 30, 2003</u> (DATE OF DEPOSIT) |
| BY: | <u>Donna R. Baumann</u> (NAME) |
| <u>Donna R. Baumann</u> (SIGNATURE) | <u>1-30-03</u> (DATE) |

Sir:

This submission is filed in connection with the accompanying Request for Continued Examination of the subject patent application. An Advisory Action was mailed on October 11, 2002. Applicants request withdrawal of the finality of the Office Action dated March 27, 2002 (Paper No. 6) and entry and consideration of this submission. Please extend the time period for response by two (2) months to February 03, 2003.

IN THE CLAIMS

Please amend Claim 1 as follows.

1. (2x Amended) A method for identifying a single nucleotide polymorphism in a target in an isothermal target amplification reaction, said method comprising:
 - a) hybridizing a detector primer to the target, wherein the detector primer comprises a diagnostic nucleotide for the single nucleotide polymorphism, said diagnostic